

Notice of Allowability	Application No.	Applicant(s)	
	09/852,002	PARK, SOO-HAN	
	Examiner Kim-Kwok CHU	Art Unit 2627	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to Amendment filed on 12/26/2006.
2. ☒ The allowed claim(s) is/are 1-32.
3. ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☒ All b) ☐ Some* c) ☐ None of the:
 1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|---|--|
| <ol style="list-style-type: none"> 1. <input type="checkbox"/> Notice of References Cited (PTO-892) 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) 3. <input type="checkbox"/> Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date _____ 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | <ol style="list-style-type: none"> 5. <input type="checkbox"/> Notice of Informal Patent Application 6. <input type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date _____ 7. <input type="checkbox"/> Examiner's Amendment/Comment 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance 9. <input type="checkbox"/> Other _____ |
|---|--|

Allowable Subject Matter

1. Claims 1-32 are allowable over prior art.
2. The following is an Examiner's statement of reasons for the indication of allowable subject matter based on Applicant's Amendment filed on December 26, 2006:

As in claim 1, the prior art of record fails to teach or fairly suggest the following features:

(a) a diffraction grating splitting the first and second laser beams into a main ray and sub rays according to movement of the diffraction grating between a first position and a second position along an optical axis; and

(b) a photo-detector having a central portion and at least one peripheral portion, the central portion receiving the main ray of the first laser beam based on the first position of the diffraction grating and at least one of the peripheral portions receiving the main ray of the second laser beam based on the second position of the diffraction grating, wherein the first and the second laser diodes are formed in one package.

As in claim 3, the prior art of record fails to teach or fairly suggest the following features:

(a) a diffraction grating splitting the first and second laser beams into three rays having a main ray and sub rays depending on which optical disk to be accessed; and

(b) a photo-detector having a central portion and at least one peripheral portion, the central detecting portion receiving the main ray of the first laser beam based on the first position of the diffraction grating and at least one of the peripheral portions receiving the main ray of the second laser beam based on the second position of the diffraction grating.

As in claims 5, 17, 20 and 32, the prior art of record fails to teach or fairly suggest the following features:

(a) the photodetector receives the main ray of the second laser beam on one of the peripheral detecting portions to record and/or reproduce the data on/from the second optical disk; and

(b) the photodetector receives one of the two sub-rays of the second laser beam on the central detecting portion to determine a focus error and a tracking error on the second optical disk.

As in claims 12 and 27, the prior art of record fails to teach or fairly suggest the following features:

(a) an error occurring due to initial positions of the first laser diode and the second laser diode is compensated for by selectively moving the diffraction grating between a first position and a second position; and

(b) the first position being such that the main ray of the first laser beam is incident on the central detecting portion, while the two sub-rays are incident on the peripheral detecting portion, and the second position being such that the main ray of the second laser beam is incident on one of the peripheral detecting portions, while one of the two sub-rays is incident on the central detecting portion.

As in claims 13, 18 and 28, the prior art of record fails to teach or fairly suggest the following features:

(a) a single diffraction grating selectively splitting the first and second laser beams into a main ray and two sub rays depending on which optical disk to be accessed; and

(b) a photo-detector selectively receiving the three rays of the first laser beam and the three rays of the second laser beam at different detecting portions. The central detecting portion receiving the main ray of the first laser beam based on the first position of the diffraction grating and at least one of the peripheral portions receiving the main ray of the second laser beam based on the second position of the diffraction grating.

As in claims 15 and 30, the prior art of record fail to teach or fairly suggest the following features:

(a) receiving the main ray of the first laser beam on four cells of the central detecting portion to determine a

focus error and to record and/or reproduce the data on/from the first optical disk;

(b) receiving the sub-rays of the first laser beam on two cells of the peripheral detecting portions, respectively, to determine a tracking error;

(c) receiving the main ray of the second laser beam on one of the two cells of the peripheral detecting portions to record and/or reproduce the data on/from the second optical disk; and

(d) receiving one of the two sub-rays of the second laser beam on the four cells of the central detecting portion to determine a focus error and a tracking error on the second optical disk.

As in claim 29, the prior art of record fails to teach or fairly suggest the following features:

(a) detecting the main ray of the first laser beam arranged on an optical axis from a central detecting portion of a photo-detector to record and/or reproduce the data on/from the first optical disk; and

(b) detecting the main ray of the second laser beam strayed from the optical axis from one of peripheral detecting portions of the photo-detector to record and/or reproduce the data on/from the second optical disk.

The features indicated above, in combination with the

other elements of the claims, are not anticipated by, nor made obvious over, the prior art of record.

3. Any comments considered necessary by applicant must be submitted no later than the payment of the Issue Fee and, to avoid processing delays, should preferably accompany the Issue Fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

4. Any inquiry concerning this communication or earlier communication from the examiner should be directed to Kim CHU whose telephone number is (571) 272-7585 between 9:30 am to 6:00 pm, Monday to Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Andrea Wellington, can be reached on (571) 272-4483.

The fax number for the organization where this application or proceeding is assigned is (571) 273-8300

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished application is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9191 (toll free).

Kim-Kwok CHU
Examiner AU2627
February 7, 2007
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ANDREA WELLINGTON
SUPERVISORY PATENT EXAMINER